# WOMAN'S BODY UNDER FLOOF

HER HUSBAND GONE; HIS NEW HOUSEKEEPER ARRESTED.

wife of Apartment Janitor Disappeared on the Day She Showed \$2,500 in Bills Found Strangled Six Days Later-He Moved Uptown but Can't Be Found.

Policemen tore up a few boards in the front basement room of the janitor's home in an apartment house at 174 West Ninety-fourth street yesterday Imorning. scraped away a foot of loosely packed earth below a broken cement flooring of 1901. beneath the boards and uncovered in a narrow trench the body of a woman bent almost double over a hot steampipe. The body was that of Johanna Johansen a Finnish woman, called the wife of August Johansen, former janitor of the building.

The twisted body that the policemen lifted out of the earth was half clad, the garments hanging loosely as if torn to make easy a hasty burial. There were evidences that strangulation had caused death. There were two holes in the left temple which might have been made by bullets or by the point of an icepick. The woman had small hands, not like the hands of most janitresses.

A few days see this woman held in her hands a thick roll of yellow bills and told more than one person that she had just had a windfall of \$2,500. She and her husband were going to buy land and build a house down at Freeport, L. I., she said Yesterday there was no trace of the bills in the deserted apartment and the man she called her husband was being hunted by the police.

John Corse, the landlord of the apartment house which was suddenly deserted by Janitor Johansen on Thursday last, was the one who went to the police early yesterday morning and said that he believed they should dig under the floor of the front room in the basement of his house. Policemen Booth and Trede dug. When in scraping away the earth below the broken cement floor they uncovered the elbow of an arm one of them hurried back to Police Captain Zimmerman of the West 100th street station and told him what they had discovered.

Before even a crowd had begun to gather about the areaway in front of the house at 174 Capt. Zimmerman was racing up to 267 West 146th street. Corse, the landlord, had told him that for reasons of his own he had traced his decamping janitor to a flat on the fifth floor at that

He did not find the janitor there, but he did find Emilya Sarapuu, a young woman of stolid features and big bodie who professed not to understand a word of English.

About Johansen, who also went under the names of Petersen and Thompson, and about his wife who had fondled the yellowbacks Capt. Zimmerman's men had learned much before the Central Office detectives arrived. Johansen had bejanitor in the West Ninety-fourth house only a month ago, having come from a place he formerly held at 2023 Seventh avenue early in January. Katherine Keene and her son moved into the first floor front in the West Ninety-fourth street house on Wednesday of last week, her apartments being directly

over those of the janitor in the basement The day that she moved in Mrs. Johan sen came to her apartments to help her At the end of the afternoon's work when Mrs. Keene thought to pay her for her services she found that she did not have change for a five dollar bill. Then the janitor's wife put a hand under her apron and brought out a thick roll of yellow bills. As she showed them proudly she told Mrs. Keene that \$2,500 had just come to her as the result of a damage suit which she had won against a New Jersey factory in which her brother had beer Then she told about her plans to buy property and a house for herself and

her husband in Freeport. That night after Mrs. Keene had gone to bed she heard a shot. Some one in the house told her next morning that one of the tenants must have been shooting cats. Later in the day—it was last Thursday-she had Johansen up to move some boxes for her. Johansen volunteered information about his future movements

"My wife has gone to Sweden," he id. "She went by the 5 o'clock boat vesterday. She has had a ticket to go for two weeks. I am going to follow her in March. Do not tell anybody I am going to leave. I have told the landord and it is all right."

On Friday morning a dray called for Johansen's effects. Emilya Sarapuu was there, and when the drayload discharged at the house in West 146th street she was there to superintend the placing of the furniture. Time and again Johansen asked the movers as they came up the stairs whether anybody had marked his absence from the house on Nihety-fourth street, if there had been any inquiries for him there and if anybody had asked where the furniture

was going.
When the detectives searched the flat where Emilya Sarapuu was found they discovered a marriage license that had been issued in Jersey City April 13, 1907, to Johanna Sofia Ackman and August Petersen. They also found letters to Emilya Sarapuu which enabled them to discover that up to a few months ago age had lived at 228 East 112th street and that while living there she had made the acquaintance of Johansen, then known

as Petersen. One suspect whom the police arrested as he was knocking on the door of the raided apartment of Johansen in West 16th street they let go after a brief examination. He was Pierre Loisel, a waif, who sleeps in a bakery at 2603 Eighth avenue. He said that he had gone o Johansen's apartment in search of a daughter who had run away from him; somebody had told him that a woman who looked like his daughter had just

Emilya Sarapuu the detectives ques lioned through an interpreter from 3 o'clock until 9 at night and then they ocked her up as a material witness They hinted that Emilya had told them enough to make the search for Johansen

DEWEY'S MADEIRA OR SHERRY WINE. H. T. Dewey & Sons Co., 138 Fulton St., New York.

# ALLDS INQUIRY ON TO-DAY. CORPORATION BILL MAY WAIT Bitter Fight to Begin in the Senate Chamber This Morning.

ALBANY, Feb. 7 .- To outsiders it looks Allds and Conger from the moment the Senate investigation of the Conger bribery charge begins at 11 o'clock to-morrov morning. Of course the expectations are that almost anything in the sensation might be uncovered by this inquiry, although the intention of the enate is to confine the investigation to specific charge that Senator Conger saw \$1,000 handed to Senator Allds while the accuser and the accused were members of the Assembly during the session

Counsel for each of these two Senator have been searching high and low for defects in the public and private careers of Allds and Conger, but what they have pped will not be forthcoming until the investigation proceeds.

Counsel for Conger have not yet filed the bill of particulars demanded by Sena-tor Allds, which asked that Senator Conger the money. Should Senator Allds's coun sel at the opening of the Senate investi gation to-morrow morning continue to demand this bill of particulars and it should be called for by the Senate a delay in the investigation will result.

The record book kept by the clerk of the Committee on Internal Affairs of the mbly of 1901, was found to-day tucked away in a cubbyhole in the Assem bly Library. This is the book which counsel for Senator Conger failed to find last week.

That great interest is centred in the trial is apparent from many sources Superintendent of Public Buildings Cahill to-day asked the local police authorities for platoons of men to guard the Senate galleries and keep the expected crowds

#### MAYOR TO LYNCH'S CHAMPION

W. B. Ellison Writes About the Bron Water Register and Gets an Answer. William B. Ellison wrote to Mayor Gaynor protesting against the humili-ation of Thomas M. Lynch, who has been dropped as Water Register of The Bronx. by the publication of the letter written to the Water Commissioner by Mr. Lynch

figures. Mr. Ellison said: "It seems to me to be an entirely unnec essary and cruel humiliation of a man had not the good fortune to have the advantages of an education through no fault of his own."

and of his ill success in adding up a few

Mr. Ellison was head of the Department Water Supply, Gas and Electricity when Lynch was appointed. He said he had found Lynch competent and careful. "It is true," he added, "that Lynch is uneducated, but nevertheless he is a good the world. His record as Water Register will stand the closest inspection, and it seems to me that the test of fitness for at office is rather his record the his ability to write and figure with exact-

Mayor Gaynor sent this reply to Mr.

MY DEAR MR. ELLISON: Your letter February 5 is at hand, and it bespeaks the goodness of your heart. But the fact remains that Lynch is not able to add up a simple column of figures and that any clerk in his place could victimire him and swindle the city. I approve of Mr. Thompson's action.

# Pouter Loses War Office Post After Fusa

Special Cable Despatch to TRE SON.
PARIS, Feb. 7.—Brig.-Gen. Toutée, chief secretary to the Minister of War and after the Minister himself the highest official in the War Office, lost his temper and his ob as well this morning.

While the Chamber of Deputies was

debating the military budget to-day Capt. Savoureau, the parliamentary at taché, of the War Department, handed to Gen. Brun, the War Minister, certain papers without going through the ordinary formality of first giving them to Toutée. The latter heard of it almo at once, and meeting Savoureau in the corridor shortly after bitterly upraided

He was ordered to quit the chamber but refused to do so. Several of the Deputies saw Toutée gesticulating wildly and in passing asked Savoureau for an explanation. He had passed on when Toutée followed and renewed his tirade Again he was told to clear out quickly and the admonition was accompanied by a shove from one of those in attendance.

The Deputies were greatly excited by the incident and Gen. Brun was subjected

to an interpellation later in the day. In reply to the questioning he gravely said:
"I regret to announce that Gen. Toutee is no longer attached to my department. The announcement was greeted with loud applause and a vote of confidence in the administration of the office Gen. Brun was expressed by a show

### HONORED FOR BRAVERY.

### Youth Who Nearly Lost His Sight in Saving

A public reception was held at Mayor H. Otto Wittpenn's office in the City Hall, Jersey City, yesterday afternoon in henor of Thomas Fennell, the nineteen-year-old youth who was burned badly in a blazing house at 331 Montgomery street, that city, early on New Year's morning while rescuing sleeping women and children. Fen-nell's face and hands were scorched by the flames and it was feared for a long time that he would be blind. His sight was saved and he was discharged from the City Hospital just as a crowd of his admirers and several city officials were gathering at the City Hall. He was taken

to the reception in an automobile.

Mayor Wittpenn told Fennell that the city was proud of him and said that it was not granted to many men to suffer as the youth had suffered in the service

of his fellows.

Ernest J. Heppenheimer, president of the Board of Aldermen, presented Fenfiell with a handsome gold medal "for heroism on January 1, 1910."

"The noble example you have set saving many lives at the risk of your own. Mr. Heppenheimer said, "is one that reflects credit upon the valor and the that city, which is proud of

Fennell made a little speech in reply in which he said that he did the best he

ALL UP TO CONGRESS IS TAFT'S VIEW OF IT.

He Believes It's the Best Possible Measure but He Will Not Insist That It Be Passed-Constition to the Rill Tr Already Beginning to Be Strongly Felt.

WASHINGTON, Feb. 7 .-- Although Presint Taft and the Administration would gladly see the Federal incorporation bill come law at this session of Congress the President does not intend to add the neasure to the legislative programme which has been outlined frequently of late. The President made it known to be called in. visitors to-day that he had no idea of forcing the Federal charter plan down the throats of the Congress leaders. The President hopes, he informed his callers, that Congress will see fit to pass the bill. He believes that it is the only logical solution of a problem confronting not only the Government, which desires to control giant combinations, but which confronts those corporations as well.

Mr. Taft realizes that the measure will neet with opposition. He conceded that would be another step toward centralized control and he believes that those who advocate State rights will probably fight its passage. As to its constitutionality, which the Administration railing. semed to think would be questioned, the President, himself a lawyer and Judge, entertains no doubt. Prominent business interests, the President told thos who saw him to-day, have objected to the bill because it gives the Government too close control over the corporations.

Those who have voiced objection the Federal incorporation plan include George W. Perkins and Frank A. Vander-Mr. Perkins on leaving the White but according to those who talked with Mr. Taft to-day he did not express so much love for it when he spoke with the Chief Executive.

Administration visitors, on the other hand, have maintained consistently that the Federal charter will give the corporations the safe harbor they desire, but will not give them immunity from prosecu tion where justified. The fact that there has been no provision for immunity, Mr. Taft declared to friends, was one objection raised by corporations. The immunity for past offences nor for futur wrongdoing, but it does desire to protect legitimate business and to safeguard the interests of the public as well.

While the President, unwilling as he to force the bill on Congress at pres did not express great faith that it could pase at this session of Congress he did

At the Department of Justice the feel ing was a bit more optimistic to-day than t seemed to be at the White House. Ac cording to a high authority these people are beginning to see that the Federal charter is not an instrument of torture which a trust busting administration wishes to introduce, but that it is a safe and sane plan under which legitimate combinations may exist and thrive. The same part of many interested people had been noticed by authorities there as had reached the ears of Mr. Taft, but within the last few weeks sentiment, it was said, seems

One impression that got out wrongly the Department contended, was to the effect that the bill was designed primarily to give bad corporations the protection and the right to live, of which they might be deprived by the Supreme Court if it dissolves the Standard Oil Company and the American Tobacco Company. impression, it was said to-day, has in

neasure been corrected.

On the other hand it was said busine men have come around to a place where they can see under the canvas and have recognized some of the advantages which claimed will be theirs if they come into the fold. In the first place it was said corporations will not have to deal with forty-six State governments making perhaps forty-six different sets of for their regulation. They would have to meet only the requirements of

the Federal Government. In the second place it was pointed that the corporations doing business under the new law would be proceeded against in Federal courts, where it was asserted juries are likely to be better in class and fairer in verdicts.

The Taft Federal charter plan did not

excite great comment at the Capitol to-day. It had been forecasted so widely in the newspapers that many members of Congress had to some extent become familiar with many of its provisions. One small row over the bill occurre in the Senate. Senator Clark of Wyoming, who introduced the measure on that side of the Capitol, wanted to have it referred to his committee, that on the judiciary. Senator Newlands of Nevada objected and said that it should be given to the Committee on Interstate Com-merce. The objection of Senator New-lands was made before the bill was read the second time and he asked that it lie on the table until to-morrow, when he will bring up his motion to have it given to the Interstate Commerce Comm A warm debate is expected when the motion of Senator Newlands comes up.

### LEGISLATION TAFT WANTS.

Employers' Liability Law and a Law

Lessen Cost of Litigation. pieces of legislation which President Taft hopes to see enacted into law before he finishes his present term are an efficient employers' liability law and a law which will lessen the cost of litigation will lessen the cost of litigation, particularly in Federal courts. The President made it known to callers to-day that he regarded these two matters as of vital interest. He thought that through the Federal incorporation plan the Government would gain such control of corporations that Congress could pass a strong employers' liability law similar to those in existence in Germany and France.

#### JOHN L. SULLIVAN MARRIED. "BLACK HAND CHIEF" TRAPPED Former Champion and Childhood Sweet heart United.

Boston, Feb. 7 .- John L. Sullivan, the former heavyweight champion pugilist of the world, was married here to-day to Miss Katharine Hartnett of Sharon.

She is about Sullivan's age and is reported to own much real estate in Sharon. fact it is rumored that they were childhood sweethearts. The ceremony was performed by a justice of the peace this

Hartnett in Roxbury.

Archbishop O'Connell refused to dispensation because Sullivan divorced his first wife, who now lives in Rhode Island, and a justice of the peace had to

After the marriage Mr. and Mrs. Sullivan boarded the steamship Ivernia, which is scheduled to sail for England to-morrow morning. A few weeks ago some sked John L. if the rumor was true that he was going to be married. He answered "Married? Who, me? Not on your life! Once is enough for me."

#### SCICIDE AT NIAGARA.

Young Woman Jumps Into the Current and Goes Over the American Palls.

NIAGARA FALLS, N. Y., Feb. 7.-Miss Beatrice R. Snyder of Buffalo committed suicide by going over the American Falls shortly after 2 o'clock this afternoon. She entered the river about fifty feet back from Prospect Point, at the end of the Witnesses say she hesitated a noment and then threw herself into the current, which the next instant swept her over the brink. On the bank she left a handbag, a handkerchief and a note which

DEAR MANMA AND PAPA: May you both orgive me for bringing this awful disgrace upon you in these years of your life. our Heavenly Father forgive all my But I have always been very good. thank God. You will find a slip for money under your dresser scarf. With my heart full of all the kindness and tender love. With love to all. Good-by. Lov-BEATRICE.

In her purse was a communicant's card signed by Dr. Edwin H. Dickinson pastor of the North Presbyterian Church of Buffalo. In an interview following the suicide this minister said that Miss Snyder and her mother were in his study shortly after noon to-day and that after they left is study they went out in the street, where Mrs. Snyder left her daughter, who was supposed to go to work in a store where she was employed. He could give no explanation of the cause of suicide, which was a great shock to him.

#### LOST \$10,000 BILL IN SIGHT. Good as Found," McCafferty Says After

Boy is Quizzed-\$800 Reward. The so-called third degree was admi istered yesterday to Benson Lang, the mes senger boy who lost a \$10,000 gold certificate belonging to Hornblower & Weeks on Friday last on his way to deposit it in the National City Bank.

Detective Wilbur visited the boy in his cell in the Tombs and questioned him a long time. What he learned the detective uld not say, but Inspector McCafferty nade this remark: "The certificate is as good as found.

This morning Hornblower & Weeks vertise \$500 reward for the return of the nissing bill

the boy materially changed his story left the firm's offices and his reappearance on the following day. Apparently he was able to tell who he met. A member of the firm said that enough

the certificate almost certain. John W. Prentiss of the firm said: "We make no charges against the boy." All we want now is the certificate. The matter of charges may arise after the certificate

Benson Lang's father and mother said they were still positive that he had a mental lapse and that he had not stolen

#### MAN NECK DEEP IN COAL. Falls Down a Chute-Firemen Cut Him

Buried in a coal pocket up to his William Johnson, an employee of Burns Bros., at the foot of Delancey street, was stuck for more than an hour last night while workmen, policemen and firemen

worked to dig him out. down the chute, but his cries for help were heard and men standing at the top of the chute lowered a rope. Johnson did not come up and John Fitzgerald, a clerk from the office, went down at the end of the rope to look. Fitzgerald reported that Johnson was embedded in the coal and that to get at him it would be necessary to cut into the side of the chute.

It took nearly half an hour to cut a hole

in the chute, dig out enough coal to free Johnson and haul him out. He was little the worse for the experience. After he had swallowed some stimulants he went to his home at 15 Bowery.

### HE ORDERED HASH.

Brown Une, Draw One." Said the Walter -So He Chucked a Plate at Manager. Charles E. Smith, who said that he was in the bond department of the Kansas City, Mexico and Orient Railway, was

was in the bond department of the Kansas City, Mexico and Orient Railway, was arrested last night in one of the white tilled restaurants on Broadway near Forty-second street because he threw a plate at the manager, Norman C. Hille.

Hille couldn't teil Magistrate O'Connor in the night court just what brought about the trouble. He said Smith and a waiter had a misunderstanding and when he went to see what the matter was the plate was thrown at him.

'I'll tell you what it was,' said Smith to the Magistrate as he handed over a nicely engraved card. "When I went into the place I ordered a plate of corned beef hash, browned, and a cup of coffee. What I heard the waiter say to the cook was 'Brown one in the pan, draw one, and naturally I thought that he had given the order incorrectly. I called him half a dozen times in fifteen minutes to tell him about it, but he paid no attention to me. When he did come near me I was feeling just right and I told him he was a damn fine waiter.

"I was still telling him what a damn fine waiter he was when the manager came and took away the food that had been brought to me. I felt even better then and I threw a plate at the manager. I asked them to arrest me and here I am.

"Did you get your supper?" asked the monager and that he manager.

"Did you get your supper?" asked e Magistrate. Smith said that he dn't. The Magistrate thought that was fident punishment, so Smith was

HE'S ESPERANTA, WHO WOULD DYNAMITE THE COHENS

And Harm One of the Girls Unless Father Would Tie Orange Ribbon on the Door Knob and Surrender \$2.000-Decoyed-Bennett C. Silver His Name

Bennett C. Silver, who has been wanted since January 19 for sending threatening letters to Charles Cohen, a wholesale poultry dealer at 96 Vesey street, living at 212 West 187th street, was arrested esterday near his home at 328 East Fifty-seventh street The threats were that Cohen's house would be dynamited and one of his four daughters would be harmed if \$2,000 was not forthcoming in the manner prescribed.

Silver was held by Magistrate Butts in the Harlem court in \$3,000 bail for examination to-morrow. He pleaded not guilty to the charge made against him by Cohen's wife.

On the morning of January 17 Mr. Cohen received a letter suggesting that he announce himself willing to pay to the enders \$2,000 by tying a little bow of brange ribbon on the knob of his front door. If he should fail to do this or should try to get the police into the matter his home would be destroyed and his daughter kidnapped. If he was agreeable this time he would never be worried again; indeed, he would receive protection

The letter was signed "Esperanta ohief of the Black Hand." It came by special delivery in the morning and a suplicate came by regular mail that night.

The Cohens notified the police. De tectives were put on the case. The bow of orange ribbon was hung out.

Next day two more letters were re ceived saying that a taxicab would call at the house at 1 P. M. on Wednesday and a package containing forty five dollar bills was to be handed to the chauffeur by one of the women of the house.

Detective Myers made up a bundle rith two real bills at the top and botton and newspapers out to fill in. At the appointed hour a taxi wheeled up to the door friven by Joseph Devlin, who hopes to be a policeman some day. Devlin had been told to get a package from a woman at this address, but further than that he knew nothing. He said that he had had so many weird errands since he had been in the taxicab business that this one seemed

ordinary.

Mrs. Cohen, a good deal scared, deliv ered the bundle to the chauffeur, while her four daughters watched from the roofs of neighboring houses. The detec-tives hailed Devlin and went in his cab almost to the hotel where he had been told to go. Then they alighted and followed the est of the way on foot.

But some one had forwarded a warning to Esperanta, chief of the Black Hand and there was no one at the hotel to receive the money. So the bundle went "lost and found" bureau of New York Taxicab Company, where a special policeman was directed to arrest

sender to earth. They put the Cohen girls through a mild third degree, and finally in a packet of old letters and rose leaves they found a postal card for Hattie Cohen from Johannesburg, South Africa, by Benjamin Silver, which apparently was written by the same person who addressed the Black Hand letters There was a frequent repetition in both of the "and" sign, made in an erratic and distinctive style. They started to hunt for a man named Silver.

After some time, while the Cohen family was losing sleep and weight rapidly.

Myers heard a bartender in a saloon
mention the name of Bennett Silver.

They learned from the bartender that Silver lived in a certain block in East Fifty-seventh street, but the bartender didn't know the number. Inquiries at the corner drug store furnished this, and the detectives sped away.

Myers called up the drug store from

near by and asked it please to send a boy to Mr. Silver and say that "Harry" was anxious to meet him immediately at the store on important business pals which they had from the bartender Devlin was posted with another detective on the elevated station to watch and see if this Silver was the man who sent him to the Cohen house. Myers hastened to the drug store. The result was perfect in every detail.

When Silver entered the store Myers was absorbed in trying to decide which of several kinds of shaving soap he preferred. Silver looked around doubtfully and not seeing "Harry" turned to meet the entering chauffeur, the man he had used as a tool. "He's the man," said Devlin, "I'm absolutely certain," and Silver was arrested.

He lives on East Fifty seventh street in a furnished room house with his wife and baby girl. He formerly conducted the Sacco Institute for Consumptives in the Knox Building. After that he went to South Africa and ran a similar institution in Johannesburg.

Mason Brothers Give \$230,000 to Yale. New Haven, Feb. 7.—The Sheffield Scientific School has received a gift of \$250,000 from George G. Mason of New York and William S. Mason of Evanston. Ill., brothers, to be used for building a new laboratory for mechanical engineering. It is the largest single gift to Sheffield except that from Frederick W. Vanderbilt, who paid for the Sheffield-Vanderbilt dormitories.

Fire which started in two places at the bottom of dumbwaiter shafts gave the firemen a hard fight yesterday afternoon at 450 to 460 Throop avenue, Brooklyn, a row of flat houses. It was put out after Battalion Chief Lally had turned in three

#### OPERATE ON KING OF SWEDEN. | DOROTHY HESLER Oscar Gustave Suddenly Found to He

Suffering From Appendicitis. Special Cable Despatch to THE SUN. STOCKHOLM, Feb. 7.-King Oscar Gus tave was compelled to take to his bed to-day as the result of an illness which his doctors diagnosed at first as catarrh of the stomach

No one regarded the matter seriously at first and the members of the royal family attended the opera this evening. At 10 o'clock they were suddenly summoned to the bedside of the King and were told that he was suffering from appendicitis, for which he would have to under go an immediate operation.

The surgeons operated on the King at midnight. Unless complications set in, which are not expected, he will recover quickly, the physicians say.

#### JUMPS AT 110TH STREET. Boy Chooses the Elevated's Highest Point for His Suicide.

Andrew Schaetner, 18 years old, waiter who came here from Germany bree years ago, jumped from the 110t street elevated station of the Sixth avenu line yesterday and was killed. He had a bankbook showing deposits of \$400 in s pocket and a picture of a young woman on which was written, "From your loving sweetheart." Schaetner's aunt, Mrs. Pauline Stark of 316 Monastery street, Hoboken, who identified him, could not

## HOUSE DEMOCRATS CHEER

cessor Appears to Take the Oath. Washington, Feb. 7 .- The Democrats gave a rousing reception to C. C. Dickinson of the Sixth Missouri district to-day when he appeared to be sworn in as a member of the House. Mr. Dickinson was escorted to the Speaker's rostrum by Minority Leader Clark, also of Misington with the prestige of a plurality of approximately 3,800, which is largel n excess of any plurality polled in recent years by his predecessor, the late Repesentative De Armond, who was burne

to death in November last. The large vote by which Mr. Dickinso defeated his Republican opponent is accepted by Democrats as foreshadowing Republican defeat in the November sctions. Mr. Dickinson was wildly heered by the Democrats as he wender is way to the bar of the House to take the oath, and after he had qualified as member another cheer was given him by his colleagues on the minority side.

#### PANNUNZIO MAY GO TO PRISON

An Old Offender Against Italy's Spee Laws, the Poet Is Caught Again. Special Cable Despatch to THE SUN.

ROME, Feb. 7.-Gabriele D'Annunzio the Italian novelist and poet, was summoned before the Modena tribunal this afternoon for violation of the automobile speed laws. He was driving his own car at the time and offered no excuse when

taken by the police. As he has been arraigned a number of he will be sentenced to a term in prison.

#### ERIKA PICKS UP RICH PRIZE. She is Towing Varzin With \$3,000,00

Cargo Into Boston. BOSTON, Feb. 7.—The German steamsh crika is headed for this port towing the disabled German steamship Varzin bound from Australia for this port, with cargo of wool and other merchandis rorth nearly \$3,000,000.

The Erika left New York a week ago bound for Fayal. Yesterday morning the Erika with the Varzin astern was sighted south of Nantucket by the steam hip Columbia, which sent a wireler

message of the accident.

The Varzin is the first steamer of th ew Australian Line to come to this port.

### GEN. WOOD OPERATED ON.

ear Caused by Bumping a Chanc Removed From His Head. BALTIMORE, Feb. 7 .- Major-Gen. Leo ard Wood is to-night reported to be

recovering from an operation per-formed on his head at the Johns Hopkins Hospital.
The General was brought to the ho pital on Saturday and on the same day

was operated on by Dr. Cushing.
While Governor-General of Cuba and
as Santiago Gen. Wood one day arose suddenly from a chair and injured his head severely by coming in contact with a chandelier. The wound was treated at once, and about five years ago Gen. Wood underwent an operation in Boston for the injury. At that time

the was told that a supplementary opera-tion would be necessary in the future to got rid of the scar.

He arrived in Baltimore on Saturday and went directly to the hospital without anybody except those directly concerned being aware of his whereabouts.

President Taft has been kept fully informed of the situation, and a letter from the White House arrived at the hospital for the General this evening.

This afternoon the General was re

# ported to be sitting up, and his condition to-night is said to be very satisfactory. ITALIAN SHOT DEAD.

Three Men in Murder Party Jumped o an Avenue A Car and Escaped. An Italian, not identified, was killed

in front of 32 Avenue A at 1:30 this morning by one of three men who jumped on an Avenue A car and escaped to Willamsburg. There were few persons on the at the time, and until the one shot was

fired there was no appearance of trouble A policeman saw the three men rur after the man who was shot had fallen. He tried to catch the car on which the men jumped, but failed.

The man was killed instantly. He was about 40 years old and fairly well dressed. The only thing to establish his identity by was an envelope that bore the printed name of Antonio di Gregorio, 1006 Lincoln avenue, Pittsburg, Pa., in one corner.

# ENGAGED

SAYS ROBNETT GAVE HER A RING AND THEY'RE TO MARRY.

Miss Hesier Shows Her Solltaire to Frace to Court-Martial That the Navy Mee-

tor Had a Right to Give Cowles

Call-Other Evidence Same as Before Boston, Feb. 7.-Dorothy Healer of Evanston, Ill., flashed a diamond solitaire into the eyes of the court-martial at the navy yard this afternoon, thus confirm ing the statement she made on the witness stand that she had been engaged to be mar-

H. Robnett, U. S. N., since last Novem Dr. Robnett was being tried on charges of conduct unbecoming an officer gentleman in that he accompanied master Auld when the latter acc Dr. Edward S. Cowles at the dance in the Armory on December 11 and requ him to leave, and that the day after had called Dr. Cowles on the telephone. threatened to beat him and used profess

ried to Passed Assistant Surgeon Aus

Miss Hesler declared that she had appealed to Dr. Robnett to be her chami pecause Dr. Cowles had circulated re that she had given him her photos and had asked her to meet him ale at the Sullivan Square terminal, premising her candy and flowers.

and obscene language.

The girl said that as her father had died in the Philippines there was no one else for her to ask to defend her again man but her fiance, Dr. Robin

Dr. Cowles told of the alleged threats made and of the language used by Robnett over the telephone. Mrs. Cowies corroborated him.

Dr. Robnett admitted he had Cowles a bad name. Paymaster Auld asserted that his frie

Robnett had not been concerned in the mixup between himself and Cowies a The case was completed at 3:30 this afternoon and arguments will be b

Major Leonard, for the accused, that the first charge be stricken out, as there was nothing in the specifications to bear it out. This motion being ruled, counsel for Robnett then m plea in bar of the entire charges on ground that punishment already had administered in a letter from Se of the Navy Meyer and that an o could not and should not be twice punish for the same offence. It was the can plea as made in behalf of Auld and t

court again overruled it. Secretary Meyer's letter was read. said that the evidence submitted on the charges preferred by Medical Director Ames showed that Dr. Robnett's acts were reprehensible and unworthy of a comissioned officer of the United Sta Navy. It further said that a court-marking would have been "seriously con but for the injury to the service. a

which seems to have been changed Mrs. Cowles's visit to Washington Dr. Cowles related how the a which led up to the trouble at the started and then of being called on telephone the day following the dance Dr. Robnett.

aid, "and she said to me, 'Dr. Robe on the phone and wants to speak with you.' He asked if I had a picture of Miss Hesler. I told him I did not care to discuss the matter with him. I could ee that it was any of his affair. that if I did not return it by the first mail he and a friend of his would come over to my house after me. I told him that he knew where I lived, 284 Dartmouth street."

Before he concluded his testimony as
to the talk by telephone the witness menioned the words Dr. Robnett is alle to have used with considerable vigor and to have applied to Cowles as a characteri zation of him. They were spoken so low on direct examination that few excepting

those near the witness heard them. They were the basis for the charge of us profane and obscene language.
Referring to Dr. Robnett having a
companied Auld when the latter orders
Cowles from the hall, the judge advoca What impression did it make on you, their both coming together?"
"It gave me the impression that they were acting together and with author-

At this point Major Leonard said that he wished to cross-question Dr. Cowles regarding what Dr. Robnett had said to him by telephone, and he thought that some of those present might like to le the room before he did so, but no o of the conversation by telephone.

After Cowles had told of his taking Misc

Hesler's picture from her uncle' "Are you in the habit of taking th when you are in other people's houses?"
"No. sir; certainly not. It was a trivial

"No. sir; certainly not. It was a trivi-matter and only intended as a joke any way. I intended to return the photograp but forgot all about it until I got how Then I put it on Mrs. Cowles's bureau." "The cross-questions went over Cowles medical work, his taking examination for admittance to practice in Massachu setts, ground all gone over at the of Paymaster Auld. Cowles denied ha ever suggested that he and Dr. Rob settle the matter with a flat fight.

The Dorothy Hesler letter read in a Auld trial was introduced as an exhibiting is the letter Dr. Cowles wrote

Miss Hesler when he returned the picts and in which he referred to the trout with Auld and Robnett.

"What did you understand Dr. Robnett. "What did you understand Dr. Ro
to mean when he said over the telep
that he would get after you if you
not return the picture of Miss H
by the earliest possible mail?"

"I thought he meant that he a
come over with a friend and get the

tograph back by physical force if not return it at once."

"From what did you deduct the pression that Dr. Robnett would physical force if you did not return picture of Miss Hesler?"

"The manner in which he himself and the force he used."

Dr. Howard E. Ames said that he sonally reprimanded Robnett for telephone conversation with Cowless December 12. He called Robnett to for using the official telephone for insulting message. Robnett refused